

Jonathan M. Baum (SBN 303469)

jbaum@steptoe.com

STEPTOE LLP

One Market Plaza

Steuart Tower, Suite 1070

San Francisco, California 94105

Telephone: (415) 365-6700 / Facsimile: (415) 365-6699

Geoffrey L. Warner (SBN 305647)

gwarner@steptoe.com

Nicolena F. Farias-Eisner (SBN 336158)

nfariaseisner@steptoe.com

STEPTOE LLP

633 West Fifth Street, Suite 1900

Los Angeles, California 90071

Telephone: (213) 439-9400 / Facsimile: (213) 439-9559

Attorneys for Defendant

UNIVERSITY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

JOHN DOE 1, JOHN DOE 2, JOHN DOE 3,
JOHN DOE 4, JOHN DOE 5, JOHN DOE 6,
JOHN DOE 7, JOHN DOE 8, JOHN DOE 9,
JOHN DOE 10, JOHN DOE 11, JOHN DOE
12, JOHN DOE 13, and JOHN DOE 14
individually and on behalf of all others
similarly situated,

Plaintiffs,

vs.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION, THE UNIVERSITY OF
SAN FRANCISCO, ANTHONY N. (AKA
NINO) GIARRATANO, and TROY
NAKAMURA,

Defendants.

Case No. 3:22-cv-01559-LB

**DECLARATION OF JONATHAN M.
BAUM IN SUPPORT OF DEFENDANT
UNIVERSITY OF SAN FRANCISCO'S
SUPPLEMENTAL STATEMENT IN
SUPPORT OF SEALING REQUESTS
(ECF Nos. 273, 301)**

*[Supplemental Statement Filed Concurrently
herewith]*

Judge: Hon. Laurel Beeler

Trial Date: None Set

DECLARATION OF JONATHAN M. BAUM

I, Jonathan M. Baum, declare:

1. I am an attorney licensed to practice law in the State of California and before this Court, and am counsel of record for Defendant University of San Francisco (“USF”) in this action. I make this declaration in support of Defendant USF’s Supplemental Statement in Support of Sealing Requests (ECF Nos. 273, 301). This declaration is based on my own personal knowledge, and if called and sworn as a witness, I could and would competently testify to the following facts.

2. Pursuant to the Court’s March 6, 2025 Order (ECF No. 314 at 3), attached are true and correct copies of the following documents from Plaintiffs’ Motion for Class Certification (ECF No. 266) and Reply Brief in Support of Plaintiffs’ Motion for Class Certification (ECF No. 300) reflecting revised redactions as outlined in USF’s Supplemental Statement in Support of Sealing Requests (ECF Nos. 273, 301) filed concurrently herewith¹:

Exhibit Number	Bates Number	Description
N/A	N/A	Plaintiffs’ Motion for Class Certification
Motion Ex. 1	N/A	Expert Report of Robert Boland, J.D., dated November 21, 2024
Motion Ex. 6	USF2588	Email Correspondence dated March 13, 2022
Motion Ex. 7	USF_0004655	Email Correspondence dated December 29, 2021
Motion Ex. 8	USF_0011361	Email Correspondence dated March 4, 2022
Motion Ex. 9	USF_0107070	Email Correspondence dated September 10, 2019
Motion Ex. 10	USF_0004612	Email Correspondence dated December 22, 2021
Motion Ex. 11	USF_0107528	Email Correspondence dated August 19, 2021
Motion Ex. 12	USF2834	Email Correspondence dated December 14, 2021
Motion Ex. 17	USF_0057216	Email Correspondence dated March 23, 2022

¹ Plaintiffs’ proposed redactions in their Motion and Reply are reflected in yellow highlights. To avoid confusion, USF has highlighted its revised proposed redactions in Plaintiffs’ Motion and Reply in red.

1	Motion Ex. 19	USF_0000349	Email Correspondence dated March 14, 2022
2	Motion Ex. 21	USF_0020613	Correspondence regarding USF Athletic Program
3	Motion Ex. 22	USF_0020612	Email Correspondence dated May 12, 2014
4	Motion Ex. 23	USF_0020588	Email Correspondence dated May 13, 2014
5	Motion Ex. 24	USF_0101901	SF Athletics Letter to Giarratano
6	Motion Ex. 25	USF_0020578	Email Correspondence dated May 22, 2014
7	Motion Ex. 26	USF1293	Giarratano Letter re: 2008-09 Academic Achievements
8	Motion Ex. 27	USF_0058091	Email Correspondence dated July 13, 2011
9	Motion Ex. 28	USF_0058082	Email Correspondence dated May 1, 2014
10	Motion Ex. 29	USF_0018073	Email Correspondence dated May 13, 2014
11	Motion Ex. 30	USF_0101896	USF Baseball Analysis 2016
12	Motion Ex. 31	USF_0020585	Email Correspondence dated May 19, 2014
13	Motion Ex. 32	USF1757	Email Correspondence dated December 9, 2021
14	Motion Ex. 33	USF_0058046	Email Correspondence dated June 4, 2021
15	Motion Ex. 34	USF_0015184	Email Correspondence dated March 23, 2022
16	N/A	N/A	Plaintiffs' Reply in Support of Plaintiffs' Motion for Class Certification
17	Reply Ex. 2	USF_0115359	Email Correspondence dated May 24, 2022
18	Reply Ex. 17	USF_0000804	USF Baseball Team Roster, 2019-2020
19	Reply Ex. 18	USF_0000427	USF Baseball Team Roster, 2020-2021
20	Reply Ex. 19	USF_0000808	USF Baseball Team Roster, 2021-2022
21	Reply Ex. 20	N/A	Supplemental Expert Report of Robert Boland, J.D., dated February 6, 2025
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1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct.

3 Executed this day of March 20, 2025, at Washington, D.C.

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5 By: /s/ Jonathan M. Baum
6 Jonathan M. Baum
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CERTIFICATE OF SERVICE

I hereby certify that on March 20, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record who receive CM/ECF notifications.

By: /s/ Jonathan M. Baum
Jonathan M. Baum